

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

THE NATIONAL ASSOCIATION FOR
THE ADVANCEMENT OF COLORED
PEOPLE, INC. and its affiliate; THE
DUPLIN COUNTY BRANCH OF THE
NATIONAL ASSOCIATION FOR THE
ADVANCEMENT OF COLORED
PEOPLE; MARIE C. QUARTERMAN;
ROBERT SMITH; WALTER E. FOSTER;
ANGELIA HERRING, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

DUPLIN COUNTY, NORTH CAROLINA;
DUPLIN COUNTY BOARD OF COUNTY
COMMISSIONERS; D.J. FUSSELL, SR.;
VANCE ALPHIN; WILLIAM J. COSTIN;
WILLIS SHOLAR; DOVIE L. PENNEY;
COMMISSIONERS OF DUPLIN COUNTY,
NORTH CAROLINA, their successors and agents;
DUPLIN COUNTY BOARD OF EDUCATION;
WILLIAM RICHARDS; CARL D. PATE;
AMOS Q. BRINSON, JR.; STEVE GRADY;
RIDDICK WILKINS; MEMBERS OF
DUPLIN COUNTY BOARD OF
EDUCATION, and their successors and
agents; DUPLIN COUNTY BOARD OF
ELECTIONS; J.D. MANNING; BOBBIE
MARSHBURN; JOHNNIE BOYETTE; and,
MEMBERS OF THE DUPLIN COUNTY
BOARD OF ELECTIONS, and their successors
agents,

Defendants.

and

JUDGMENT

No. 7:88-CV-5-FL

JAMES WILLIAM DIXON; BRENT)
DAVIS; KRAIG WESTERBEEK;)
CARY E. TURNER; KIM QUINN;)
SILVESTER W. TEW; CHARLES)
EDWARDS, JR.; RAY E. GARRISS;)
NORMAN W. JONES, JR.;)
ALBERT C. SMITH; JAMES W.)
FREDERICK; ROBERT C. JOHNSTON;)
BILLY LANGSTON; and, SONYA)
SMITH,)
Intervener-Defendants.)

Decision by Court.

This action came before the Honorable Louise W. Flanagan, United States District Judge, for consideration of plaintiffs' motion to enforce the consent decree entered by this Court and all parties on February 4, 1988, and the intervener-defendants' motion to terminate or modify the consent decree.

IT IS ORDERED, ADJUDGED AND DECREED in accordance with the court's oral order entered February 15, 2012, and for the reasons set forth more specifically at hearing on that date, that the intervener-defendants' motion to terminate or modify the consent decree is DENIED and the plaintiff's motion to enforce the consent decree is GRANTED.

This Judgment Filed and Entered on February 21, 2012 and Copies To:

Allison Jean Riggs (via CM/ECF Notice of Electronic Filing)
Christopher Anderson Brook (via CM/ECF Notice of Electronic Filing)
Wendy Lynne Sivori (via CM/ECF Notice of Electronic Filing)
Brian C. Shaw (via CM/ECF Notice of Electronic Filing)
Gary H. Clemmons (via CM/ECF Notice of Electronic Filing)
David T. Phillips (via U.S. Mail) P.O. Box 720, Kenansville, NC 28349

February 21, 2012

DENNIS P. IAVARONE, CLERK

/s/ Christa N. Baker
(By) Christa N. Baker, Deputy Clerk